

U.S. DISTRICT COURT
DISTRICT OF VERMONT
FILED

UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF VERMONT

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ALICE H. ALLEN AND LAURENCE E. ALLEN,)
d/b/a Al-lens Farm,)
GARRET SITTS and RALPH SITTS,)
on behalf of themselves)
and all others similarly situated,)

Plaintiffs,)

v.)

DAIRY FARMERS OF AMERICA, INC.,)
DAIRY MARKETING SERVICES, LLC,)
DEAN FOODS COMPANY, and)
HP HOOD LLC,)

Defendants.)

Docket No. 5:09-cv-00230

Judge Christina Reiss

**JOINT STIPULATION REGARDING MOTION FOR LEAVE TO FILE
THE CONSOLIDATED AMENDED COMPLAINT**

Defendants have informed Plaintiffs of certain factual errors in Plaintiffs' Proposed Consolidated Amended Complaint. Plaintiffs have advised Defendants that Plaintiffs intend to make certain corrections and revisions to the Proposed Consolidated Amended Complaint ("CAC"), and that they will withdraw the pending motion for leave, and file a new motion for leave along with a Revised Proposed CAC. Defendants do not object to this, and the parties jointly stipulate that, subject to the Court's approval, Plaintiffs may withdraw their pending motion for leave, and file a new motion for leave, along with a Revised Proposed CAC on or before October 15, 2010. Defendants' time to respond to the new motion for leave shall run from the date of its filing.

Plaintiffs hereby withdraw the motion for leave to file the CAC that Plaintiffs filed under seal on September 29, 2010, and the redacted version filed on October 6, 2010 (Dkt. No. 96).

With leave of Court, Plaintiffs shall file their motion for leave and Proposed Revised CAC no later than October 15, 2010.

Dated: October 13, 2010

Respectfully submitted,

/s/ Paul Friedman

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SO ORDERED this 14th day of October 2010.



THE HONORABLE CHRISTINA REISS
UNITED STATES DISTRICT COURT JUDGE